

Angelito C. Mercado

U.S. DISTRICT COURT

v.

FILED

10/28/2020

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
Roger A.G. Sharpe, Clerk

City of Columbus,
officer DRAKE Maddix
the LaQuinta Inn Hotel
EconoLodge Hotel
Amit Patel
EHP Columbus II LLC

1:20-cv-02797 -JMS-DLP

Complaint

Parties:

Plaintiff Angelito C. Mercado is a Citizen of Indiana And resides AT the Bartholomew County Jail 543 2nd street Columbus, Ind 47201

Defendants City of Columbus And officer DRAKE Maddix are Citizens of Indiana and Employed By the Columbus police Department 123 Washington street Columbus, Ind 47201

EHP Columbus II LLC, Amit Patel is owner of EconoLodge Hotel 1101 Carrie lane Columbus, Ind 47201 And owner of LaQuinta Inn 101 Carrie lane Columbus, Ind 47201 And resides AT Everwood HP 4020 Goeller Blvd, Suite G Columbus, Ind 47201

STATEMENT of Claim

Plaintiff Angelita C. Mercado Brings suit against Defendants City of Columbus and officer DRAKE Maddix for Violation of His Civil Rights under USC 42 Section 1983 of the United States Constitution. Plaintiff Brings Suit against all other named Defendants for violation of state and federal Law and failure to obey A lawful order of the Court.

on 8-7-20 officer DRAKE Maddix entered a Case Supplemental report on the Defendants Criminal Case And states that on August 7th 2020 he entered the Econo Lodge Motel and spoke to Assistant Manager Heather Caplinger And Ask Ms. Caplinger if there was a Video recording of the plaintiffs Arrest From July 16th 2020 on the Hotels Video Surveillance. officer Maddix made an Arrest on the Plaintiff at the Econo Lodge Motel on July 15th 2020 not July 16th, officer Maddix claims the Plaintiff was driving on Camie lane and Turned into the Econo Lodge and made a Traffic stop on the Plaintiff for Driving while suspended, officer Maddix then claims his Police Cruiser Video WAS NOT operational. Plaintiff asserts he never was on Camie lane Driving But remained on private Hotel property And that officer Maddix WAS NOT Being Truthful.

officer maddix then goes on to claim that ms. Caplinger tells him that the video surveillance system failed to record from the beginning of July to mid July 2020. officer maddix then claims ms. Caplinger showed him the security system and that it had no video saved. the plaintiff knows officer maddix statement about his arrest on July 15th 2020 to be false so the plaintiff knew officer maddix would not be trying to recover video footage from the day of his arrest so the plaintiff attempted to make contact with ms. Caplinger on 10-24-20 the plaintiff was finally able to get a contact number for ms. Caplinger and the plaintiff called ms. Caplinger from the jail phone 812-528-4273. ms. Caplinger confirms to the plaintiff she never spoke to officer Drake maddix and did not tell him there was never any video footage from July 15th 2020. ms. Caplinger also stated that the owner allows Columbus police Department officers to walk right behind the counter and view surveillance video for drug activity at any time. on or about August 20th 2020 the plaintiff's defense attorney served a subpoena on LA Quinta Inn and Econo Lodge owners to produce video footage from July 15th 2020 - AS of October 25th 2020 the owners of LA Quinta Inn

And EconoLodge have failed to comply and have disobeyed a lawful order to produce the surveillance requested. Plaintiff has information and reason to believe the Hotel owner and certain Employees are conspiring with Officer Drake Maddix to keep hidden the false statement and wrongful imprisonment of the plaintiff by Officer Maddix by not providing the video surveillance in a timely manner and also by the command of Officer Maddix not to do so. Plaintiff believes this false information used as evidence in the plaintiff's criminal case is a violation of the plaintiff's civil rights and also the conspiracy to withhold evidence from the plaintiff that would prove his innocence. The plaintiff has also had contact with another individual who works for Econo-Lodge motel in another city close by and claims the owner or general manager their claims the security systems are the same and that video can be held up to 90 days and still retrieved after 90 days and another witness who is an ex-employee of La Quinta Inn claims their video is stored on a cloud and able to be retrieved. Plaintiff believes all parties have treated him with discrimination and violated state and federal law and the plaintiff is owed legal fees by the owners of the businesses who have

failed to comply with the Courts orders to produce the Surveillance video.

Plaintiff charges officer Drake Maddix with

- Count 1: Conspiracy
- Count 2: Deliberate Indifference
- Count 3: Discrimination
- Count 4: Violation of Equal protection Law
- Count 5: Violation of Due Process
- Count 6: obstruction of Justice
- Count 7: Gross negligence
- Count 8: Civil Conspiracy

Plaintiff charges the City of Columbus with deliberate Indifference to the obvious need for Training and having an unconstitutional policy that was direct result of the injury to the plaintiff By Drake Maddix from a failure to Train. the City of Columbus is responsible For Training police officers and has failed To properly Train Drake Maddix who Continuously Violates The plaintiffs Civil Rights making the City of Columbus liable For Damages To the Plaintiff

Plaintiff Charges Econolodge Hotel, LA Quanta Inn,
Amit Patel

- COUNT 1: Civil Conspiracy
- COUNT 2: Conspiracy
- COUNT 3: Discrimination
- COUNT 4: Negligence
- COUNT 5: obstruction of Justice
- COUNT 6: Civil Contempt
- COUNT 7: Intentional Infliction of Emotional Distress
- COUNT 8: Distress of Imprisonment

All Claims Causing loss of liberty, Emotional Distress, loss of freedom, mental Anguish, monetary loss, Distress of Imprisonment

Plaintiff makes Jury Trial Demand

Plaintiff is Suing for violation of state law and federal law USC 28 section 1331

PRAYER for Relief

Plaintiff is Suing City of Columbus for \$250,000.00
Plaintiff is Suing Officer Maddix for \$250,000.00

Plaintiff is Suing Am. Patel, EconoLodge, La Quinta
Inn for \$250,000.00

So said and filed this 25th day of October 2020

Angelita C. Mercado

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543 2nd

Columbus, Ind 47201